

KING & SPALDING

www.kslaw.com

**RECEIVED
CENTRAL FAX CENTER****OCT 14 2008****F A C S I M I L E**

Important Notice: This facsimile transmission is intended to be delivered only to the named addressee, and may contain material that is confidential, proprietary or subject to legal protection or privilege. If it is received by anyone other than the named addressee, the recipient should immediately notify the sender at the address and telephone number set forth herein and obtain instructions as to the disposal of the transmitted material. In no event should such material be read or retained by anyone other than the named addressee, except by express authority of the sender or the named addressee.

DATE:

Recipient	Company	City/State	Telephone #	Fax #
Office Of Petitions	USPTO			571-273-8300

FROM: S. Hollinger 7840**Our Ref. #:** 10758.105093**NUMBER OF PAGES (Including Cover Page):****MESSAGE:**

Please check that all pages are received. In case of problems, please call Susanne Hollinger at 404-572-2485.

All return telecopy messages should be sent to (404)572-5134. Thank you.

**RECEIVED
CENTRAL FAX CENTER****OCT 14 2008****PATENTS****IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Appl. No. : 10/759,181 Conf. No. 1314
Applicant : Bryan Paul Morgan
Filed : January 20, 2004
T.C./A.U. : 1646
Examiner : Elizabeth Kemmerer
Title : PORCINE CD59 NUCLEIC ACIDS AND CELLS CONTAINING THE SAME

Docket No. : 10758.105093
Customer No. : 20786

Mail Stop Petitions
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

October 14, 2008

**PETITION UNDER 37 C.F.R. §1.137(b) FOR REVIVAL OF AN APPLICATION
UNINTENTIONALLY ABANDONED FOR FAILURE TO PAY ISSUE FEE**


Dear Sir:

The above-referenced patent application became unintentionally abandoned on October 9, 2008 for failure to timely pay the issue fee due on October 9. The Applicant's representative did not receive the notice of allowance and therefore did not have the due date in its docketing system.

Applicants hereby petition under 37 C.F.R. §1.137(b) to revive this patent application. The entire delay in prosecuting the application from the due date for responding to the Office Action until the filing of a grantable petition pursuant to 37 C.F.R. § 1.137(b) was unintentional. Applicants enclose the issue fee and transmittal and request expedited review of this petition.

Certificate of Facsimile Transmission

I hereby certify that this correspondence is being submitted via facsimile to the Commissioner for Patents at 571-273-8300 on October 14, 2008.

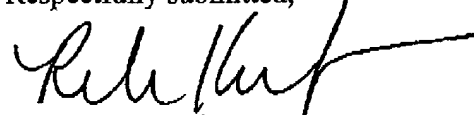

Susanne Hollinger, Reg. No. 51.811

Appl. No. 10/759,181
Petition dated October 14, 2008
Response to Notice of Allowance dated July 9, 2008

RECEIVED
CENTRAL FAX CENTER
OCT 14 2008

Applicants believe that the Petition fee is \$770.00 for a small entity. A credit card authorization form for this fee, as well as the printing fees, is attached. The Commissioner is hereby authorized to charge any additional fees or credit any overpayment to deposit account number 11-0980.

Respectfully submitted,



Rebecca J. Kaufman, Esq.
Reg. No. 44,819

KING & SPALDING LLP
1180 Peachtree Street, N.E.
Atlanta, Georgia 30309-3521
Telephone (404) 572-4600
Facsimile (404) 572-5134

10/15/2008 PCHOMP1 00000001 110980 10759181

01 FC:2453		810.00 OP
02 FC:2501	65.00 DA	690.00 OP